IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

Bail Appl..No. 1455 of 2007()

CRIME NO.719/2006 OF KOTHAMANGALAM POLICE STATION

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PETITIONER/ACCUSED

NIMMISH, AGED 20 YEARS, S/O. A.K.KURIAN,
ARIKUPURATHU HOUSE, MEMUGHAM BHAGAM,
MEMUGHAM KARA, MANEETTU VILLAGE.

BY ADV. SRI.V.K.SUNIL
SRI.AJEY THOMAS

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, THROUGH THE C.I. OF POLICE,
KOTHAMANGALAM POLICE STATION.

BY DGP. SRI.P.G. THAMPI

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1455/2007

Dated this 12th day of March, 2007

O R D E R

The petitioner who is the second accused in Crime No.719/2006 of Kothamangalam Police Station for offences punishable under Sections 364-A and 386 IPC read with Section 34 IPC seeks his enlargement on bail. The occurrence took place on 10.11.2006. The petitioner was arrested on 2.2.2007.

2. The learned Director General of Prosecution Sri.P.G.Thampi opposed the application.

3. The case of the prosecution is that an Ayurvedic Doctor, who is a neighbour of the third accused, was abducted and taken to a deserted place for the purpose of extorting ransom from him and after putting him under fear of death, he was made to call his wife over the telephone and the three accused persons together succeeded in getting three lakhs rupees brought to them by the wife of the detenue.

4. In as much as no criminal antecedents have been

shown against the petitioner who is a graduate in nursing and aged 20 years, I am inclined to grant bail to the petitioner but only from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 22.3.2007, on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M, Kothamangalam and subject to the following conditions:

(a). The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

5. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs